

Remarks

1. Summary of the Office Action

In the Office Action mailed August 20, 2009, the Examiner issued a Restriction Requirement requiring election of one of the following inventions:

- I. Claims 9-10 and 17-18, drawn to delaying the establishment of a new link when the amount of free capacity in the network is insufficient to support the new link, classified in class 370, subclass 230.
- II. Claims 12-16 and 19-23, drawn to suspending a new data link when the amount of free capacity in the network is insufficient to support the new data link, classified in class 370, subclass 235.

2. Response to the Restriction Requirement

Applicants elect, with traverse, the invention set forth in claims 9-10 and 17-18, drawn to delaying the establishment of a new link when the amount of free capacity in the network is insufficient to support the new link.

3. Preliminary Amendment

Claims 12-16 and 19-23 have been amended as set forth in the attached Amendment to the Claims, to read on the elected invention. In light of the amendments to claims 12-16 and 19-23, Applicants submit that all claims now read on the elected invention, and respectfully request that all pending claims now be examined on their merits.

4. Conclusion

Applicants submit that the pending claims 9-23 are in condition for allowance and respectfully requests favorable reconsideration and allowance of all of the pending claims.

Should the Examiner wish to discuss this case with the undersigned, the Examiner is invited to call the undersigned at (312) 913-2125.

Respectfully submitted,

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